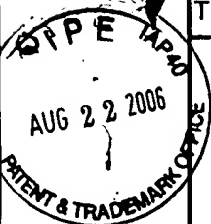


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<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional) 1403-0214P	
In re Application of Noriko YAGI et al.			
Application Number 09/915,576-Conf. #8192		Filed July 27, 2001	
For A RUBBER COMPOSITION FOR TIRE TREADS AND A PNEUMATIC TIRE HAVING A TREAD MADE OF SUCH COMPOSITION			
Art Unit 1714		Examiner L. K. I. Wyrozebski	

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 500.00

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_

☒ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 02-2448. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

I am the

☐ applicant /inventor.

☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☐ attorney or agent of record.  
Registration number \_\_\_\_\_

☒ attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34. 32,868

\_\_\_\_\_  
 Signature  
 \_\_\_\_\_  
 Andrew D. Meikle  
 Typed or printed name  
 \_\_\_\_\_  
 (703) 205-8000  
 Telephone number  
 \_\_\_\_\_  
 August 22, 2006  
 Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of 1 forms are submitted.

08/23/2006 SDENB0B1 00000077 09915576

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500.00 0P

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL**  
**For FY 2006****Complete if Known**☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT****(\$)** 500.00

Application Number

09/915,576-Conf. #8192

Filing Date

July 27, 2001

First Named Inventor

Noriko YAGI

Examiner Name

L. K. I. Wyrozebski

Art Unit

1714

Attorney Docket No.

1403-0214P

**METHOD OF PAYMENT** (check all that apply)

Check



Credit Card



Money Order



None



Other (please identify):



Deposit Account

Deposit Account Number: 02-2448

Deposit Account Name:

Birch, Stewart, Kolasch &amp; Birch, LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)



Charge fee(s) indicated below



Charge fee(s) indicated below, except for the filing fee



Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17



Credit any overpayments

**FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 (including Reissues)

Fee (\$)

Small Entity Fee (\$)

50

25

Each independent claim over 3 (including Reissues)

200

100

Multiple dependent claims

360

180

**Total Claims****Extra Claims****Fee (\$)****Fee Paid (\$)****Multiple Dependent Claims****Fee (\$)****Fee Paid (\$)**

HP = highest number of total claims paid for, if greater than 20.

**Indep. Claims****Extra Claims****Fee (\$)****Fee Paid (\$)**

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

**Total Sheets****Extra Sheets****Number of each additional 50 or fraction thereof****Fee (\$)****Fee Paid (\$)**

- 100 =

/50

(round up to a whole number) x

=

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): 1401 Notice of appeal

**Fees Paid (\$)**

500.00

**SUBMITTED BY**

Signature

Registration No.  
(Attorney/Agent)

32,868

Telephone

(703) 205-8000

Name (Print/Type)

Andrew D. Merkle

Date

August 22, 2006